2001 DRAFTING REQUEST

Bill

Wanted: As time permits For: Administration-Budget 6-8270 This file may be shown to any legislator: NO May Contact:					Received By: malaigm Identical to LRB: By/Representing: Coomber							
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Subject: Correctional System - prisons	Extra Copies:		
Pre Topic:			
DOA:Coomber -			
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Prairie du Chien juvenile correctional facility			
Instructions: See Attached			
Drafting History:			
Vers. Drafted Reviewed Typed Proofed /? malaigm /1-4/22/my /25 1/25	Submitted Jacketed Required		

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STATE OF WISCONSIN

DEPARTMENT OF ADMINISTRATION
101 East Wilson Street, Madison, Wisconsin

Mailing Address: Post Office Box 7864 Madison, WI 53707-7864



TOMMY G. THOMPSON GOVERNOR MARK D. BUGHER SECRETARY

Date:	September 19, 2000
To:	Steve Miller, Director Legislative Reference Bureau
From:	Brett Coomber DOA - State Budget Office
Subject:	LRB Draft – Statutory Language Drafts for the Department of Corrections, Division of Juvenile Corrections bicnnial budget request.
$\sqrt{7}$. Prairie	e du Chien as an Adult Institution:
operate P	aft LRB draft 01-0096/P1 as a new DOA draft, updating the provision to rairié du Chien as an adult facility for and additional two years until 003. Please see attachment 7 for language.
•	

Department of Corrections 2001-2003 BIENNAL BUDGET Statutory Language Request

Topic: Prairie du Chien as an Adult Institution

Current Language

1999 Wisconsin Act 9 contained in Section 3261 a provision that allowed the Department to operate the secured correctional facility at Prairie du Chien as a state prison for the placement of prisoners who are not more than 21 years of age and who are not violent offenders, as determined by the Department.

Proposed Change

Update the provision to allow the Department to operate the Prairie du Chien facility as prison for an additional two years until July 1, 2003

1999 Wisconsin Act 9, section 3261.

"1997 Wisconsin Act 4, section 4 (1) (a), as last affected by 1997 1999 Wisconsin Act 27 9, section 5510s 3261, is amended to read:

[1997 Wisconsin Act 4] Section 4 (1)(a) Not withstanding 1995 Wisconsin Act 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997, until July 1, 2001 2003, operate the secured correctional facility, as defined in section 938.02 (15m) of the statutes, authorized under 1995 Wisconsin Act 27, section 9126 (26v), as a state prison named in section 302.01 of the statutes, as affected by this act, for the placement of prisoners, as defined in section 301.01 (2) of the statutes, who are not more than 21 years of age and who are not violent offenders, as determined by the department of corrections.

Effect of the Change

This change extends the length of time that the Prairie du Chien Correctional Facility can operate as an adult contract facility.

Rationale for the Change

Juvenile populations have declined in recent years and are projected to remain relatively stable over the 2001-03 biennium. At the same time, there is currently a significant need for adult correctional beds so the Department is requesting extending by two years the current arrangement whereby adults are housed at Prairie du Chien.

Desired Effective Date:

Upon Passage of Bill

Agency:

DOC

Agency Contact:

Bob Nikolay

Phone:

267-0930



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State of Misconsin 2001 - 2002 LEGISLATURE



LRB-04514 GMM...:

DOA:.....Coomber - Prairie du Chien juvenile correctional facility

FOR 2001 03 BUDGET — NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

Analysis by the Legislative Reference Bureau CORRECTIONAL SYSTEM

ADULT CORRECTIONAL SYSTEM

Under current law, DOC until July 1, 2001, may operate the juvenile correctional facility at Prairie du Chien as a state prison for nonviolent offenders who are not more than 21 years of age. This bill extends that authority to July 1, 2003.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

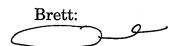
The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- SECTION 1. 1997 Wisconsin Act 4, section 4 (1) (a), as last affected by 1999
- Wisconsin Act 9, section 3261, is amended to read:
- 4 [1997 Wisconsin Act 4] Section 4 (1) (a) Notwithstanding 1995 Wisconsin Act
- 5 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997,

until July 1, 2001 2003, operate the secured correctional facility, as defined in section 938.02 (15m) of the statutes, authorized under 1995 Wisconsin Act 27, section 9126 (26v), as a state prison named in section 302.01 of the statutes, as affected by this act, for the placement of prisoners, as defined in section 301.01 (2) of the statutes, who are not more than 21 years of age and who are not violent offenders, as determined by the department of corrections.

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB01-0451/1dn GMM.....



Under current law, DOC's authority to place nonviolent young adult offenders at the Prairie du Chien juvenile correctional facility expires on July 1, 2001. The budget bill, however, will not become law at least until sometime in August 2001. Accordingly, there will be a gap between July 1, 2001, and the enactment of the budget during which DOC will not be authorized to place nonviolent young adult offenders in the facility. Therefore, if it is critical that DOC have the authority wither to place nonviolent young adult offenders in the facility after July 1, 2001, then this draft should be enacted prior to July 1, 2001, as a separate piece of legislation.

Gordon M. Malaise Senior Legislative Attorney Phone: (608) 266–9738

E-mail: gordon.malaise@legis.state.wi.us

DRAFTER'S NOTE FROM THE LEGISLATIVE REFERENCE BUREAU

LRB01-0451/1dn GMM:kmg:km

September 25, 2000

Brett:

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State of Misconsin 2001 - 2002 LEGISLATURE

LRB-0451/1 GMM:kmg:km

DOA:.....Coomber – Prairie du Chien juvenile correctional facility

FOR 2001-03 BUDGET — NOT READY FOR INTRODUCTION

AN ACT ...; relating to: the budget.

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Under current law, until July 1, 2001, (DOC) may operate the juvenile correctional facility at Prairie du Chien as a state prison for nonviolent offenders who are not more than 21 years of age. This bill extends that authority to July 1, 2003.

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- 5 27, section 9126 (23) and (26v), the department of corrections may, from July 1, 1997,

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act, for the placement of prisoners, as defined in section 301.01 (2) of the statutes,
who are not more than 21 years of age and who are not violent offenders, as
determined by the department of corrections.

(END)